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Engineers and Land Surveyors on
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PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Division of Law 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, NJ 07101
Attorney for the New Jersey State Board
of Professional Engineers and Land Surveyors

By: B. Michelle Albertson
Deputy Attorney General
Tel. (973) 648-7297

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS

_____	:	
IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
JOHN W. MILLER, P.E.	:	
License No. 24GE02697900	:	CONSENT ORDER
	:	
TO PRACTICE PROFESSIONAL ENGINEERING:	:	
IN THE STATE OF NEW JERSEY	:	
_____	:	

THIS MATTER was opened to the New Jersey State Board of Professional Engineers and Land Surveyors ("Board") upon receipt of information that on or about January 25, 2007 a Judgment of Conviction was entered in the New Jersey Superior Court, Law Division-Criminal, Passaic County, in connection with Respondent's, John W. Miller, P.E., guilty plea to one count of "Attempted

Endangering the Welfare of Child - Third Degree." As a result, Respondent was sentenced to three (3) years of incarceration and ordered to serve a life term of parole supervision under Megan's Law, together with other terms and conditions.

Thereafter, based upon Respondent's criminal conviction and his failure to demonstrate rehabilitation, on or about May 21, 2010 a "Final Order of Denial of Renewal of Registration" was entered by the New Jersey Division of Consumer Affairs denying his application for renewal of his registration as a home improvement contractor. Respondent appealed the Final Order, which was upheld by the New Jersey Appellate Division on February 18, 2011.

As a result of the foregoing, the Board has determined that Respondent's criminal conviction provides grounds to take disciplinary action against his license to practice professional engineering pursuant to N.J.S.A. 45:1-21(f) in that he was convicted of a crime or moral turpitude.

IT NOW APPEARING that the parties wish to resolve this matter without recourse to formal proceedings; and that the Respondent hereby waives any right to a hearing in this matter; and the Board finding the within Order adequately protects the public's health, safety and welfare; and for good cause shown;

IT IS ON THIS 15th day of September, 2011, ORDERED AND AGREED AS FOLLOWS:

1. Respondent's license to practice professional engineering in the State of New Jersey shall be, and hereby is, SUSPENDED for a period of three (3) years, to be stayed in its entirety and served as a period of probation as set forth hereafter.

2. During the probationary period, Respondent agrees that in the event the Board receives reliable information that he violated any provision of this Consent Order or his criminal probation, or is determined to be in violation of any statute and/or regulation which the Board administers, then the period of stayed suspension provided above shall be activated and Respondent's license to practice professional engineering in the State of New Jersey shall be automatically suspended without a hearing, in addition to any other limitations or restrictions as the Board deems appropriate. Additionally, Respondent has an affirmative duty to immediately inform the Board in writing of any potential or actual violations. Within five (5) days of notification of the suspension, Respondent may seek a hearing by written application to the Board limited to the sole issue of whether a violation of this Consent Order has occurred. Prior to termination of the probationary period, Respondent shall be required to appear before the Board, or Committee thereof, to demonstrate that he is in full compliance with all the terms of the Judgment of Conviction and criminal probation.